Docket No. 112701-704

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## METHOD AND DEVICE FOR PRÉPARATION OF A DRINK FROM CAPSULES CONTÁINING A SUBSTANCE

		CONTAINING	A SUBSTANCE		
the spe	cification of which: (c	heck one)			
•	is attached hereto.				
X	was filed on 30 July 2004, as United States Application No. or PCT International Application No. PCT/EP04/008566 and was amended on (if applicable).				
I herel	by state that I have cation, including the cla	reviewed and unaims, as amended b	derstand the contents of any amendment referred	f the above-identified 1 to above.	
known	owledge the duty to di to me to be material t f Federal Regulations,	o the patentability	ed States Patent Office all of this application in acc	l information which is ordance with Title 37,	
Section of any States, for pat	a 365(b) of any foreign PCT international appl listed below and have	application(s) for pication which designation which designates identified belowicate or PCT inter	Title 35, United States patent or inventor's certificanted at least one country by, by checking the box, a national application having d.	cate, or Section 365(a) y other than the United any foreign application	
Prior F	oreign Application(s)				
	Number	Country	Day/Month/Year Filed	Priority Not Claimed	
03	3019164.7	Europe	25 August 2003		

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

Application Serial No.

Filing Date

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.

**Filing Date** 

Status (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Approved for use through 11/30/2005. OMB 0651-0035
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## POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I her	eby appoint:		_	
X	Practitioners associated with the Customer Number:	29157	-	
	Practitioner(s) named below (if more than ten patent pa	ractitioners are to be name	d, then a custon	mer number must be used):
	Name			on Number
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as atto	mey(s) or agent(s) to represent the undersigned before d all patent applications assigned <u>only</u> to the undersigned to this form in accordance with 37 CFR 3.73(b).	the United States Patent a	nd Trademark (	Office (USPTO) in connection with
attache	nd to this form in accordance with 37 CFR 3.73(b).	en according to the USP1C	) assignment re	cords or assignment documents
Assig	nee Name and Address:			
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	enue Nestlé 55			
	l-1800 Vevey ritzerland			
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A con	v of this form together with a statement			· · · · · · · · · · · · · · · · · · ·
requir	y of this form, together with a statement t ed to be filed in each application in which e completed by one of the practitioners a	under 37 CFR 3.73(b 1 this form is used.	) (Form PTO The stateme	/SB/96 or equivalent) is
autho	rized to act on behalf of the assignee and	ppointed in this form	n if the appo	pinted practitioner is
Attorr	ey isto be filed.	- must identify the a	pplication if	1 Which this Power of
SIGNATURE of Assignes of Record  The individual whose signature and title is supplied below is authorized to act on behalf of the assignee				
Name	NELSON Paula			-
Signatur	Vale Nels		Date	12 JAN. 2005
Title	Vice President	· · · · · · · · · · · · · · · · · · ·	Telephone	LIC JAN. /III
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SỆND TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.